

Cause No. 11A0405601

THE STATE OF TEXAS

VS.

Escamilla, Eliza

IN THE COUNTY CRIMINAL COURT

#10 OF

DALLAS COUNTY, TEXAS

WAIVER OF JURY

Comes now the Defendant with the consent and approval of Defendant's attorney, if any, and does in person, in writing and in open court, waive the right to trial by jury and request the Judge to consent to and approve this waiver.

Eliza Escamilla

Attorney for Defendant

21051569

Bar Card Number

X Eliza Escamilla

Defendant

Comes now the undersigned attorney for the State and consents to and approves the Defendant's waiver of jury.

Rachel C.

Assistant District Attorney

Dallas County, Texas

24030870

Bar Card Number

Comes now the Judge and hereby consents to and approves the Defendant's waiver of jury in this cause.

Signed and entered this 4 day of Sept, 1992005

Lisa A. Fox

Judge, County Criminal Court 10

Dallas, Texas

Form No. M-170



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FILED IN DALLAS
COUNTY CLERK'S OFFICE

10/20

THE STATE OF TEXAS, COUNTY OF DALLAS

AT A TERM OF THE 283RD JUDICIAL DISTRICT COURT BEGUN AND HELD
WITHIN AND FOR THE COUNTY OF DALLAS, TEXAS, ON THE 10TH DAY OF SEPTEMBER
A. D. 2004, THE HONORABLE VIC CHINNINCHAM, JUDGE THEREOF, PRESIDING,
THE FOLLOWING PROCEEDINGS WERE HAD TO-WIT IN THE CAUSE OF
CAUSE NO. F-0454867-T

PRESENTMENT OF INDICTMENT

ON THIS THE 10TH DAY OF SEPTEMBER 2004,
THERE WAS PREPARED AND PRESENTED TO THE CLERK OF THIS COURT THE
FOLLOWING INDICTMENT, TO-WIT:

THE STATE OF TEXAS CAUSE NO. F-0454867-T
VS

ESCAMILLA ELIEZAR

WHICH WAS THEREUPON ORDERED BY THE COURT TO BE FILED.

ORDER OF TRANSFER

THE STATE OF TEXAS CAUSE NO. F-0454867-T
VS

ESCAMILLA ELIEZAR

10TH DAY OF SEPTEMBER 2004.

IT APPEARING TO THE COURT FROM AN INSPECTION OF THE INDICTMENT THAT
THIS CASE IS A MISDEMEANOR, AND THAT THE COUNTY CRIMINAL COURT 10
OF DALLAS COUNTY, TEXAS HAD JURISDICTION OF THE SAME. IT IS ORDERED BY
THE COURT, THAT THE ABOVE ENTITLED AND NUMBERED CAUSE BE AND THE SAME IS
HEREBY TRANSFERRED TO THE COUNTY CRIMINAL COURT 10 OF DALLAS
COUNTY, TEXAS, FOR TRIAL AND FINAL ADJUDICATION.

Vic —
JUDGE

I, JIM HAMLIN, CLERK OF THE DISTRICT COURT'S OF DALLAS, COUNTY, TEXAS,
DO CERTIFY THAT THE FOREGOING CONTAINS A TRUE COPY OF ALL OF THE PRO-
CEDINGS TAKEN IN THE SAID 283RD JUDICIAL DISTRICT COURT, IN THE CASE
OF THE STATE OF TEXAS VS. ESCAMILLA ELIEZAR
CAUSE NO. F-0454867-T.

WITNESS MY HAND AND THE SEAL OF SAID COURT ON THIS THE
JIM HAMLIN, CLERK, OF THE DISTRICT COURT'S, DALLAS COUNTY, TEXAS.

BY

DEPUTY.

REPORT 007577 ADDED TO THE MSOO FILE ON 09/20/04 AT 11:

SEP 28 2004



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against the peace and dignity of the State.

Bill Hill

Criminal District Attorney of Dallas County, Texas

Foreman of the Grand Jury.

COURT

No. 04-05601L

STATE OF TEXAS

VS.

Escamilla, Eliezer

IN THE COUNTY CRIMINAL

COURT NO. 10 OF

DALLAS COUNTY, TEXAS

STATE'S SENTENCE RECOMMENDATION

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES THE STATE OF TEXAS, by and through Dallas County Criminal District Attorney BILL HILL, in the above styled and numbered cause and on this the 10th day of September, 2004, makes this recommendation of punishment conditioned on the defendant having no criminal record or pending cases other than those listed below. This is not an announcement of readiness for trial.

Assault
ABSOLUTELY NO
PROBATION

RCh
Rachel Ch
 Assistant District Attorney
 State Bar Card No. 24030870

RECOMMENDATION: 305 days + BELOW

<input type="checkbox"/> Stay away / No	<input checked="" type="checkbox"/> PLEA OF GUILTY	<input type="checkbox"/> Days as Condition
<input type="checkbox"/> Contact with CW	<input type="checkbox"/> (NO NOLO PLEA)	<input type="checkbox"/> Restitution \$ _____
<input type="checkbox"/> Family Violence	<input type="checkbox"/> Valid Insurance	<input type="checkbox"/> Inform Probation/Parole
<input type="checkbox"/> Counseling (B.I.P.P.)	<input type="checkbox"/> Proper License	<input type="checkbox"/> Officer of this Plea
<input type="checkbox"/> Domestic Vio. VIP	<input type="checkbox"/> Clearance letter	<input type="checkbox"/> DNA Samples
<input checked="" type="checkbox"/> Affirm. Finding FV	<input type="checkbox"/> No Weapons	<input type="checkbox"/> Register as Sex
<input type="checkbox"/> Parenting Classes	<input type="checkbox"/> Forfeit Weapon	<input type="checkbox"/> Offender
<input type="checkbox"/> Anger Counseling	<input type="checkbox"/> West Program	<input type="checkbox"/> Faithfully participate
<input type="checkbox"/> Electronic Monitoring	<input type="checkbox"/> Drug Evaluation	<input type="checkbox"/> in a registered sex offender
<input type="checkbox"/> V.I.P. (<21 Y.D.D.P.)	<input type="checkbox"/> Urinalysis Testing	<input type="checkbox"/> treatment program
<input type="checkbox"/> T.A.I.P. / C.A.T.S.	<input type="checkbox"/> Anti-Theft Program	<input type="checkbox"/> Child support
<input type="checkbox"/> Interlock Device	<input type="checkbox"/> Anti-Theft Level II	<input type="checkbox"/> \$ _____/month
<input type="checkbox"/> Repeat Offender	<input type="checkbox"/> Life Skills	<input checked="" type="checkbox"/> Judge's Cond.
<input type="checkbox"/> Alcohol Evaluation	<input type="checkbox"/> Thinking for a Change	<input checked="" type="checkbox"/> Waive right to Appeal
<input type="checkbox"/> No Alcohol	<input type="checkbox"/> G.E.D./ High Sch. Dipl	<input type="checkbox"/> Other _____
<input type="checkbox"/> Psychological Eval	<input type="checkbox"/> TABC Class	

PRIOR RECORD AND PENDING CASES

CASE/BOND	NAME	TYPE DF	DISP
F-9746550		CT CHARGE	
F-0454866		FL AA/DW	NAJG
F-0454867		FL ASSAULT	
MA0405559		ML ASSAULT	
MA0405601		ML ASSAULT	
MA0458028		ML ASSAULT DV	
MA0458029		ML ASSAULT DV	
MA0458032		ML ASSAULT DV	
MA0458033		ML ASSAULT DV	
F-9746730		FL MURDER	PGJG

lay of trial. -- Note: As a condition of this
 by the Clerk of the Court



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MT

DEFENDANT Escamilla, Eliezar

W M 05061973 CHARGE ASSAULT/MISD

AKA:

ADDRESS 623 S Cockrell Hill Rd, Dallas, Tx

LOCATION DSO

FILING AGENCY TXDPD0000 DATE FILED August 13, 2004

COURT #10 JDC283

COMPLAINANT Escamilla, Pamela

F-0454867

VT#:

C/C

MA0405601-L

TRUE BILL INDICTMENT

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS: The Grand Jury of Dallas County, State of Texas, duly organized at the July Term, A.D., 2004 of the

283rd Judicial District Court, Dallas County, in said Court at said

Term, do present that one ESCAMILLA, ELIEZAR, Defendant,

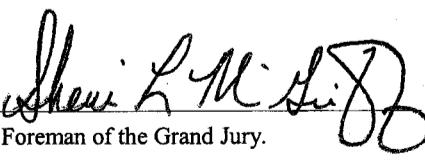
On or about the 8th day of August A.D., 2004 in the County of Dallas and said State, did

then and there intentionally and knowingly and recklessly cause bodily injury to another, namely: PAMELA ESCAMILLA, hereinafter called complainant, by grabbing and by twisting complainant with defendant's hand,

against the peace and dignity of the State.

Bill Hill

Criminal District Attorney of Dallas County, Texas


Foreman of the Grand Jury.

DEFENDANT/COURTS



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CAUSE NO. M-04580384

THE STATE OF TEXAS

IN THE

COUNTY CRIMINAL COURT 10

/S. ELIEZAR ESCAMILLA

DALLAS COUNTY, TEXAS

JUDGMENT ON PLEA OF NOT GUILTY TO THE JUDGE

JUDGE PRESIDING LISA FOX

DATE OF JUDGMENT 01/05/2005

ATTORNEY
FOR STATE JAY BENDER

ATTORNEY
FOR DEFENDANT JAMES MILLAN

OFFENSE ALLEGED ASSAULT DV

CLASS A MISDEMEANOR DATE OFFENSE ALLEGED COMMITTED 08/08/04

CHARGING INSTRUMENT INFORMATION

PLEA NOT GUILTY

FINDING OF THE COURT NOT GUILTY

ON THIS DAY, SET FORTH ABOVE, THE ABOVE STYLED AND NUMBERED CAUSE WAS CALLED FOR TRIAL. THE STATE OF TEXAS AND DEFENDANT APPEARED BY AND THROUGH THE ABOVE NAMED ATTORNEYS AND ANNOUNCED READY FOR TRIAL. DEFENDANT APPEARED IN PERSON IN OPEN COURT. WHERE DEFENDANT WAS NOT REPRESENTED BY COUNSEL, DEFENDANT KNOWINGLY, INTELLIGENTLY, AND VOLUNTARILY WAIVED THE RIGHT TO REPRESENTATION BY COUNSEL.

HAVING BEEN ADMONISHED OF THE RIGHT TO A JURY TRIAL, THE DEFENDANT WAIVED THE RIGHT TO A JURY TRIAL IN WRITING AND IN OPEN COURT WITH THE CONSENT AND APPROVAL OF THE JUDGE, THE DEFENDANT'S ATTORNEY, IF ANY, AND THE PROSECUTING ATTORNEY NAMED ABOVE. THE CONSENT AND APPROVAL OF THE WAIVER OF JURY TRIAL WAS ENTERED OF RECORD IN THE MINUTES OF THE COURT BEFORE THE DEFENDANT ENTERED THIS PLEA.

EVIDENCE WAS PRESENTED TO THE JUDGE AND HAVING HEARD THE EVIDENCE, THE JUDGE FINDS THAT THE EVIDENCE IS INSUFFICIENT TO SUPPORT THE ALLEGATIONS. THE JUDGE FINDS THE DEFENDANT NOT GUILTY.

IT IS, THEREFORE, ORDERED AND DECREED BY THE JUDGE THAT SAID DEFENDANT BE ADJUDGED NOT GUILTY OF THE OFFENSE AS SHOWN ABOVE. THE JUDGE ORDERS THAT THE DEFENDANT BE AT ONCE DISCHARGED FROM ALL FURTHER LIABILITY UPON THE CHARGE FOR WHICH DEFENDANT WAS TRIED.

SIGNED AND ENTERED THIS 05TH DAY OF JANUARY, 2005

Lisa A. Fox
JUDGE, COUNTY CRIMINAL COURT 10
DALLAS COUNTY, TEXAS



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NOTICE OF DISPOSITION
IN COUNTY CRIMINAL COURT 10
DALLAS COUNTY, TEXAS

SEQ 0004

CASE NUMBER MA0458033
OFFENSE ASSAULT DV
REDUCED CHARGETHE STATE OF TEXAS VS.
DEF ESCAMILLA ELIEZAR
BNO 04057536
DISPOSED BY TBCI

SENTENCE

RACE W SEX M DOB 050673

DATE 010508
TIME 110127

SPECIAL CONDITION

APPEAL

MNT

\$ 0.00 FINE \$ 0.00 COST
ADDITIONAL CREDIT FOR TIME SERVED
TBCI NOT GUILTY

SENTENCE TO BEGIN

REMARKS

RELEASE INFORMATION
REMARKS DEF IN JAIL, RELEASE DEF
ON THIS CASECYNTHIA FIGUEROA CALHOUN
COUNTY CLERK
DALLAS COUNTY, TEXASBY REIBLY J
DEPUTY CLERKTRUE AND CORRECT
COPY OF ORIGINAL
FILED IN DALLAS
COUNTY CLERK'S OFFICE

Cause No. 04-58075

THE STATE OF TEXAS

VS.

Escanill, Eliezer

IN THE COUNTY CRIMINAL COURT
#10 OF
DALLAS COUNTY, TEXAS

WAIVER OF JURY

Comes now the Defendant with the consent and approval of Defendant's attorney, if any, and does in person, in writing and in open court, waive the right to trial by jury and request the Judge to consent to and approve this waiver.

J. J. Escanill

Attorney for Defendant

24031569

Bar Card Number

Eliezer Escanill

Defendant

Comes now the undersigned attorney for the State and consents to and approves the Defendant's waiver of jury.

John K. Kline

Assistant District Attorney
Dallas County, Texas

24046194

Bar Card Number

Comes now the Judge and hereby consents to and approves the Defendant's waiver of jury in this cause.

Signed and entered this 4 day of May, 1992005

Lisa A. Fox

Judge, County Criminal Court 10
Dallas, Texas

Form No. M-170



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COUNTY CLERK'S OFFICE

COUNTY CRIMINAL COURT

TODAY'S DATE

10/20/04

133 North Industrial
Dallas, Texas 75207
(214) 653-CAUSE NO. M ~~0458028 0458032
0458034 0458033
0405559 040560/~~

STATE OF TEXAS VS.

Escamilla, Elicia
Defendant

TO THE HONORABLE JUDGE OF SAID COURT:

On the above date, the captioned cause being set on the docket of this Court, comes now the undersigned counsel for Defendant and requests a continuance of this cause to the following date for the following purpose:

RESET DATE: 11/4/05TIME: 9:00

Announcement (Defense has received a recommendation from the State)

Announcement (State contact Complaining Witness/Investigate Restitution) DA initial _____

Announcement : _____ need to file SR-22 _____ filed and awaiting clearance letter

Plea of Guilty (Agreed)

Plea of Guilty / Open to Punishment with witnesses? _____ yes _____ no

Revocation Hearing (Agreed) Signature of Court PO _____

Probation Violations Signature of Court PO _____

Contested Revocation Hearing Signature of Court PO _____

Jury Trial

Trial Before the Court

Motion to Suppress

Motion to Quash

Pre-Trial Hearing, please specify _____

Dismissal: Reason _____ DA initial _____

Restitution on checks

Felony pending - felony cause no. _____

Arraignment (**Defendant must be present**)

Other, specify _____

Counsel for Defense or Pro Se

James Millan
Please print name of Counsel Defendant in court

Phone (972) 899-4466

Bar # 24031569Recommendation by State or
Probation officer: Defendant to
Hire Attorney

Defendant

Form 520

Revised 7/23/01

Defendant's Request for Action

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COUNTY CLERK'S OFFICE

FILED
CYNTHIA FIGUEROA CALHOUN
COUNTY CLERK
DALLAS COUNTY, TEXAS

NO. M04-580-33

THE STATE OF TEXAS

VS.

ESCAMILLA, ELIEZAR

IN THE COUNTY CRIMINAL
COURT #10 CRIMINAL COURT NO. 10
DAL LAS COUNTY, TEXAS
DALLAS COUNTY, TEXAS
BY DEPUTY
OCTOBER TERM, 2004

MOTION TO AMEND INFORMATION

Pursuant to Art. 28.10 of the Code of Criminal Procedure, Bill Hill, the Criminal District Attorney of Dallas County, Texas, by and through his Assistant District Attorney, on behalf of the State of Texas, respectfully requests leave to amend the information in this case by changing the following language as set forth below:

By adding: "and by scratching complainant with defendants hand,"

BILL HILL
CRIMINAL DISTRICT ATTORNEY
DALLAS COUNTY, TEXAS

BY:

Mary E. Civins
MARY EMMA CIVINS
ASSISTANT DISTRICT ATTORNEY
TEXAS BAR NO. 24041655

CERTIFICATE OF SERVICE

I certify that a copy of this motion was sent via facsimile to James Millan, attorney for defendant on the 12 day of October 2004.

Mary E. Civins
MARY EMMA CIVINS
ASSISTANT DISTRICT ATTORNEY

ORDER

The foregoing motion is granted on the 12 day of OCT, 2004.

Rosa A. Fox
COUNTY CRIMINAL COURT JUDGE



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COUNTY CLERK'S OFFICE

COUNTY CRIMINAL COURT 10

TODAY'S DATE

9/17/04

133 North Industrial
Dallas, Texas 75207
(214) 653-

STATE OF TEXAS VS.

CAUSE NO. M MA0405559 MA0458029
MA0405601 MA0458032
MA0458028 MA0458033

Escamilla, Eliezer
Defendant

TO THE HONORABLE JUDGE OF SAID COURT:

On the above date, the captioned cause being set on the docket of this Court, comes now the undersigned counsel for Defendant and requests a continuance of this cause to the following date for the following purpose:

RESET DATE: 9/28/04

TIME: 9:00

Tai Chain

Announcement (Defense has received a recommendation from the State)

Announcement (State contact Complaining Witness/Investigate Restitution) DA initial _____

Announcement : _____ need to file SR-22 _____ filed and awaiting clearance letter

Plea of Guilty (Agreed)

Plea of Guilty / Open to Punishment with witnesses? _____ yes _____ no

Revocation Hearing (Agreed) Signature of Court PO _____

Probation Violations Signature of Court PO _____

Contested Revocation Hearing Signature of Court PO _____

Jury Trial

Trial Before the Court

Motion to Suppress

Motion to Quash

Pre-Trial Hearing, please specify _____

Dismissal: Reason _____ DA initial _____

Restitution on checks

Felony pending - felony cause no. _____

Arraignment (**Defendant must be present**)

Other, specify _____

James Millan
Counsel for Defense or Pro Se

Please print name of Counsel

Defendant in court

Phone (972) 899-4466

Bar # 24031569

Recommendation by State or
Probation officer:

Defendant to
Hire Attorney

Defendant

Form 520

Revised 7/23/01

Defendant's Request for Action



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COUNTY CLERK'S OFFICE

08/08/04 1136

DALLAS POLICE DEPARTMENT

** WARRANT OF ARREST AND DETENTION **
 DALLAS COUNTY, TEXAS
 WARRANT NUMBER MA0458033 L

 I.D. 0605818N
 04-036549

AS5056

ESCAMILLA ELIEZAR

***** ASSAULT DV *****
 IN THE NAME OF THE STATE OF TEXAS TO ANY SHERIFF OR OTHER PEACE OFFICER
 OF THE STATE OF TEXAS --- GREETINGS:

YOU ARE HEREBY COMMANDED TO TAKE THE BODY OF:

ESCAMILLA, ELIEZAR,

HEREINAFTER CALLED THE ACCUSED, AND HIM SAFELY KEEP SO THAT HE MAY BE
 DEALT WITH ACCORDING TO LAW, AND TO HOLD THE ACCUSED TO ANSWER TO THE
 STATE OF TEXAS FOR AN OFFENSE AGAINST THE LAWS OF THE SAID STATE, NAMELY

ASSAULT/FV

MA

22.01

0606114N

OF WHICH MISDEMEANOR OFFENSE HE IS ACCUSED BY WRITTEN COMPLAINT, MADE
 UNDER OATH THAT HAS BEEN PRESENTED TO ME AND THAT IS BY THIS REFERENCE
 INCORPORATED HEREIN FOR ALL PURPOSES.

WITNESS MY SIGNATURE THIS 08 DAY OF AUGUST 2004

MAGISTRATE

 ADMINISTRATIVE DATA

STATE OF TEXAS VS: ESCAMILLA, ELIEZAR, ARREST STATUS:
 RACE: L SEX: M DOB: 05/06/73 HT: 508 WT: 175 HAIR COLOR: BLACK
 EYE COLOR: BROWN RESIDENCE ADDRESS: 00623 S COCKRELLHILLRD
 CITY: DALLAS STATE: TX ZIP CODE: 75211
 BUSINESS ADD/NAME: Leyva, Dency
 COMPLAINANT: ESCAMILLA, JULIE
 ARREST WARRANT ISSUED TO: DPD/DSO DATE OF OFFENSE: 08/08/04
 DRIVERS LIC: 00082958

 FEES

ARREST	-----	\$4.00
COMMITMENT	-----	\$2.00
RELEASE	-----	\$2.00
APPROVE BOND	-----	\$6.00
MILEAGE	-----	\$
OTHER	-----	\$

TOTAL ----- \$

RETURN

CAAME TO HAND THE 8 DAY OF August, A.D. 2004, AND EXECUTED
 THE 8 DAY OF August, A.D. 2004, BY ARRESTING AND DETAINING
 ABOVE NAMED AND ACCUSED AND Placed in Jewell Sterrett Jail

BY: H. Smith 8388

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 COUNTY CLERK'S OFFICE

STATE OF TEXAS

VS.

Escamilla, Eliezar

IN THE COUNTY CRIMINAL

COURT NO. 10 OF

DALLAS COUNTY, TEXAS

STATE'S SENTENCE RECOMMENDATION

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES THE STATE OF TEXAS, by and through Dallas County Criminal District Attorney BILL HILL, in the above styled and numbered cause and on this the 10th day of September, 2004, makes this recommendation of punishment conditioned on the defendant having no criminal record or pending cases other than those listed below. This is not an announcement of readiness for trial.

ABSOLUTELY
NO PROBATION
Assault

Rick
Rachel C
Assistant District Attorney
State Bar Card No. 240202P

RECOMMENDATION:

felony 1st 305 days + BELOW

<input type="checkbox"/> Stay away / No	<input checked="" type="checkbox"/> PLEA OF GUILTY	<input type="checkbox"/> Days as Condition
<input type="checkbox"/> Contact with CW	<input type="checkbox"/> (NO NOLO PLEA)	<input type="checkbox"/> Restitution \$ _____
<input type="checkbox"/> Family Violence	<input type="checkbox"/> Valid Insurance	<input type="checkbox"/> Inform Probation/Parole
<input type="checkbox"/> Counseling (B.I.P.P.)	<input type="checkbox"/> Proper License	<input type="checkbox"/> Officer of this Plea
<input type="checkbox"/> Domestic Vio. VIP	<input type="checkbox"/> Clearance letter	<input type="checkbox"/> DNA Samples
<input checked="" type="checkbox"/> Affirm. Finding FV	<input type="checkbox"/> No Weapons	<input type="checkbox"/> Register as Sex
<input type="checkbox"/> Parenting Classes	<input type="checkbox"/> Forfeit Weapon	<input type="checkbox"/> Offender
<input type="checkbox"/> Anger Counseling	<input type="checkbox"/> West Program	<input type="checkbox"/> Faithfully participate
<input type="checkbox"/> Electronic Monitoring	<input type="checkbox"/> Drug Evaluation	in a registered sex offender
<input type="checkbox"/> V.I.P. (<21 Y.D.P.)	<input type="checkbox"/> Urinalysis Testing	treatment program
<input type="checkbox"/> T.A.I.P. / C.A.T.S.	<input type="checkbox"/> Anti-Theft Program	<input type="checkbox"/> Child support
<input type="checkbox"/> Interlock Device	<input type="checkbox"/> Anti-Theft Level II	\$ _____ /month
<input type="checkbox"/> Repeat Offender	<input type="checkbox"/> Life Skills	<input checked="" type="checkbox"/> Judge's Cond.
<input type="checkbox"/> Alcohol Evaluation	<input type="checkbox"/> Thinking for a Change	<input checked="" type="checkbox"/> Waive right to Appeal
<input type="checkbox"/> No Alcohol	<input type="checkbox"/> G.E.D./ High Sch. Dipl	<input type="checkbox"/> Other _____
<input type="checkbox"/> Psychological Eval	<input type="checkbox"/> TABC Class	

PRIOR RECORD AND PENDING CASES

CASE/BOND	NAME	TYPE	DF	DISP
MA0458030		CT	CHARGE	
MA0458031		ML	ASSAULT DV	
F-9746550		ML	ASSAULT DV	
MA0458028		FL	AA/DW	
MA0458029		ML	ASSAULT DV	
MA0458032		ML	ASSAULT DV	
MA0458033		ML	ASSAULT DV	
F-0454866		FL	INJ CHILD	
F-0454867		FL	INJ CHILD	
F-9746730		FL	MURDER	
				NAJG
				PGJG

of trial. -- Note: As a condition of this
the Clerk of the Court



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08/08/04 1136 DALLAS POLICE DEPARTMENT

** WARRANT OF ARREST AND DETENTION **
DALLAS COUNTY, TEXAS
WARRANT NUMBER M04-58033 *YK*
SERVICE#: 0605818N
ARREST#: 04-036549

IN THE NAME OF THE STATE OF TEXAS TO ANY SHERIFF OR OTHER PEACE OFFICER
OF THE STATE OF TEXAS --- GREETINGS:

YOU ARE HEREBY COMMANDED TO TAKE THE BODY OF:

ESCAMILLA, ELIEZAR,

HEREINAFTER CALLED THE ACCUSED, AND HIM SAFELY KEEP SO THAT HE MAY BE
DEALT WITH ACCORDING TO LAW, AND TO HOLD THE ACCUSED TO ANSWER TO THE
STATE OF TEXAS FOR AN OFFENSE AGAINST THE LAWS OF THE SAID STATE, NAMELY

ASSAULT/FV MA 22.01 0606114N

OF WHICH MISDEMEANDOR OFFENSE HE IS ACCUSED BY WRITTEN COMPLAINT, MADE
UNDER OATH THAT HAS BEEN PRESENTED TO ME AND THAT IS BY THIS REFERENCE
INCORPORATED HEREIN FOR ALL PURPOSES.

WITNESS MY SIGNATURE THIS 08 DAY OF AUGUST 2004

[Signature] MAGISTRATE

ADMINISTRATIVE DATA

STATE OF TEXAS VS: ESCAMILLA, ELIEZAR, ARREST STATUS:
RACE: L SEX: M DOB: 05/06/73 HT: 508 WT: 175 HAIR COLOR: BLACK
EYE COLOR: BROWN RESIDENCE ADDRESS: 00623 S COCKRELLHILL RD
CITY: DALLAS STATE: TX ZIP CODE: 75211
BUSINESS ADD/NAME: Leyva, Dency
COMPLAINANT: ESCAMILLA, JULIE DATE OF OFFENSE: 08/08/04
ARREST WARRANT ISSUED TO: DPD/DSO DRIVERS LIC: 00082958

FEES

ARREST-----	\$4.00
COMMITMENT-----	\$2.00
RELEASE-----	\$2.00
APPROVE BOND-----	\$6.00
MILEAGE-----	\$
OTHER-----	\$
TOTAL-----\$	

RETURN

8
CAME TO HAND THE 8 DAY OF August, A.D. 2004, AND EXECUTED
THE 8 DAY OF August, A.D. 2004, BY ARRESTING AND DETAINING
ABOVE NAMED AND ACCUSED AND Placed in Lew Sterrett Jail

BY: H.R. Smith 8388



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*****043*****
08/08/04 1136

DALLAS POLICE DEPARTMENT

PAGE 01

SERVICE#: 0605818N

ARREST#: 04-036549

AFFIDAVIT FOR ARREST WARRANT COUNTY OF DALLAS STATE OF TEXAS

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED THE UNDERSIGNED AFFIANT WHO, AFTER BEING DULY SWEORN BY ME, ON OATH STATED: MY NAME IS R.L.PITTS AND I AM A PEACE OFFICER OF THE CITY OF DALLAS, DALLAS COUNTY, TEXAS. I, THE AFFIANT, HAVE GOOD REASON AND DO BELIEVE THAT ON OR ABOUT 08 AUGUST 2004 ONE ESCAMILLA, ELIEZAR, DID THEN AND THERE IN THE CITY OF DALLAS, DALLAS COUNTY, TEXAS COMMIT THE OFFENSE(S) OF:

ASSAULT/FV	MA	22.01	0605818N
ASSAULT/FV	MA	22.01	0606104N
ASSAULT/FV	MA	22.01	0606107N
ASSAULT/FV	MA	22.01	0606110N
ASSAULT/FV	MA	22.01	0606113N
ASSAULT/FV	MA	22.01	0606114N

AFFIANT'S BELIEF IS BASED UPON THE FOLLOWING FACTS AND INFORMATION:

SMILIE, HERBERT ROBER # 8388, A FELLOW PEACE OFFICER OF THE CITY OF DALLAS, DALLAS COUNTY, TEXAS, WHO PERSONALLY PARTICIPATED IN THE INVESTIGATION OF THESE ALLEGED OFFENSE(S), PROVIDING THIS INFORMATION TO AFFIANT, AND WHOSE INFORMATION AFFIANT BELIEVES TO BE CREDIBLE.

ON AUGUST 08, 2004 AT ABOUT 0330 A.M. OFFICER(S) SMILIE, HERBERT ROBER # 8388 RESPONDED TO A CALL FROM THE POLICE DISPATCHER REGARDING THE ASSAULT/FAMILY VIOLENCE, INVOLVING AP AT 3413 PEORIA DALLAS, DALLAS COUNTY, TEXAS.

CHARGE DESCRIPTION: ASSAULT/FV

SN 605818N. COMPL ESCAMILLA, JULIE. ON 08-08-04, AT ABOUT 12:50 AM, COMP J.ESCAMILLA AND WITS JE.ESCAMILLA, P.ESCAMILLA, V.ESCAMILLA, N.ESCAMILLA, B.ESCAMILLA & LEYVA BECAME INVOLVED IN A FAMILY DISPUTE WITH AP E.ESCAMILLA. AP THEN BECAME ENRAGED AND STRUCK COMP WITH AN OPEN HAND ACROSS THE RIGHT SIDE OF HER FACE. WITS AND AP THEN BECAME INVOLVED IN A PHYSICAL ALTERCATION WHERE THE WITS WRESTLED AP TO THE GROUND. WIT V. ESCAMILLA THEN RAN INT THE HOUSE AT LISTED LOCATION TO CALL FOR THE POLICE. COMP THEN KNELT O TOP OF AP TO HELP SUBDUE HIM. AP THEN BIT COMP ON HER RIGHT MIDDLE FINGER, CAUSING PAIN AND BRUISING. AP THEN REACHED UP AND BIT COMP ON HER RIGHT BREAST, CAUSING BLEEDING AND PAIN. COMP THEN STEPPED BACK FRO THE ALTERCATION DUE TO HER INJURY. AP THEN KICKED HER IN THE ABDOMEN, CAUSING PAIN. AP'S FATHER THEN DROVE TO LOCATION IN LISTED VEHICLE AND ORDERED THE WITS TO LET AP UP OFF OF THE GROUND, WHICH THEY COMPLIED. A THEN ENTERED THE LISTED VEHICLE AND FLED THE LOCATION WITH HIS FATHER TO 3413 PEORIA. WHEN AD SMILIE 8388 ARRIVED AT LOCATION, COMP REFUSED MEDICAL TREATMENT. AD ADVISED COMP TO GET TREATMENT FOR THE BITE TO HER BREAST. COMPL IS THE AUNT OF THE AP. WIT N.ESCAMILLA TOLD AD WHERE AP'S FATHER LIVED AND EXPRESSED HIS CONCERN FOR COMP'S, HIS MOTHER'S, SAFETY. AD INFORMED WIT N. ESCAMILLA



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DALLAS POLICE DEPARTMENT

PAGE 02

SERVICE#: 0605818N

ARREST#: 04-036549

AFFIDAVIT (CONTINUED)

THAT IF AD COULD LOCATE AP THAT HE WOULD PLACE HIM UNDER ARREST. AD 8388 THEN CALLED FOR A COVER ELEMENT TO ASSIST WITH THE SEARCH OF AP. AD LOEB, #7751, RESPONDED TO THE REQUEST. AD'S THEN WENT TO THE ADDRESS WHERE AP'S FATHER LIVED. AP'S FATHER, (ESCAMILLA, JUAN L/M/50) STATED THAT AP WAS NOT AT THE RESD BUT GAVE AD'S VERBAL CONSENT TO SEARCH THE PREMISES. DURING THE SEARCH OF THE RESD, AD'S FOUND AP ASLEEP IN THE BACK BEDROOM. AP WAS THEN PLACED UNDER ARREST AND TRANSPORTED BY AD 8388 TO LEW STERRETT JAIL. JI55 AND TLETS SHOWED NO PRIOR FAMILY VIOLENCE CONVICTIONS.

CHARGE DESCRIPTION: ASSAULT/FV

SN 606104N. COMPL ESCAMILLA, JESSE.

ON 08-08-04, AT ABOUT 12:30 AM, COMP JESSE ESCAMILLA AND WITS JULIE ESCAMILLA, P. ESCAMILLA, V. ESCAMILLA, N. ESCAMILLA, AND LEYVA BECAME INVOLVED IN A FAMILY DISPUTE WITH AP E. ESCAMILLA. AP THEN BECAME ENRAGED AND STRUCK COMP WITH A CLOSED FIST TO HIS MOUTH, CAUSING PAIN. WITS AND AP THEN BECAME INVOLVED IN A PHYSICAL ALTERCATION WHERE THE WITS AND COMP WRESTLED AP TO THE GROUND. WIT V. ESCAMILLA THEN RAN INTO THE HOUSE AT LISTED LOCATION TO CALL FOR THE POLICE. DURING SOME POINT IN THE ALTERCATION, AP SCRATCHED COMP ON BOTH SIDES OF HIS NECK, CAUSING PAIN AND DISCOMFORT. AP'S FATHER, JUAN ESCAMILLA (L/M/50) THEN DROVE TO LOCATION IN LISTED VEHICLE AND ORDERED THE WITS AND THE COMP TO LET AP UP OFF OF THE GROUND, WHICH THEY COMPLIED. AP THEN ENTERED THE LISTED VEHICLE AND FLED THE LOCATION WITH HIS FATHER TO 3413 PEORIA. WHEN AD ARRIVED AT LOCATION, COMP REFUSED MEDICAL ATTENTION. THE AP AND COMPL ARE COUSINS.

CHARGE DESCRIPTION: ASSAULT/FV

606107N. COMPL ESCAMILLA, PAMELA, W/F/13.

ON 08-08-04, AT ABOUT 12:30 AM, COMP P. ESCAMILLA AND WITS JULIE ESCAMILLA, JESSE ESCAMILLA, V. ESCAMILLA, N. ESCAMILLA AND LEYVA BECAME INVOLVED IN A FAMILY DISPUTE WITH AP E. ESCAMILLA. AP THEN BECAME ENRAGED AND STRUCK WIT JESSE ESCAMILLA WITH A CLOSED FIST ACROSS THE MOUTH. WITS AND AP THEN BECAME INVOLVED IN A PHYSICAL ALTERCATION WHERE THE WITS AND COMP WRESTLED AP TO THE GROUND. WIT V. ESCAMILLA THEN RAN INTO THE HOUSE AT LISTED LOCATION TO CALL FOR THE POLICE. COMP THEN MOVED TOWARDS THE ALTERCATION TO HELP SUBDUE AP. AP THEN GRABBED COMP'S RIGHT FOOT AND TWISTED HER ANKLE, CAUSING PAIN AND SLIGHT SWELLING. AP'S FATHER, JUAN ESCAMILLA (L/M/50), THEN DROVE TO LOCATION IN LISTED VEHICLE AND ORDERED THE WITS AND COMP TO LET AP UP OFF OF THE GROUND, WHICH THEY COMPLIED. AP THEN ENTERED THE LISTED VEHICLE AND FLED THE LOCATION WITH HIS FATHER TO 3413 PEORIA. WHEN AD ARRIVED AT LOCATION, COMP REFUSED MEDICAL TREATMENT. THE AP AND COMPL ARE COUSINS.

CHARGE DESCRIPTION: ASSAULT/FV

SN 606110N. COMPL ESCAMILLA, VALERIE, W/F/14.

ON 08-08-04, AT ABOUT 12:30 AM, COMP V. ESCAMILLA AND WITS JULIE ESCAMILLA, JESSE ESCAMILLA, P. ESCAMILLA, N. ESCAMILLA, AND LEYVA BECAME INVOLVED IN A FAMILY DISPUTE WITH AP E. ESCAMILLA. AP THEN BECAME ENRAGED AND STRUCK WIT JESSE ESCAMILLA WITH A CLOSED FIST TO HIS MOUTH. WITS, COMP AND AP THEN BECAME INVOLVED IN A PHYSICAL ALTERCATION



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PAGE 03

SERVICE#: 0605818N

ARREST#: 04-036549

AFFIDAVIT (CONTINUED)

WHERE THE WITS AND COMP WRESTLED AP TO THE GROUND. AT SOME POINT DURING THE ALTERCATION, AP STRUCK COMP WITH A CLOSED FIST IN HER LEFT ARM, CAUSING PAIN. COMP THEN RAN INTO THE HOUSE AT LISTED LOCATION TO CALL FOR THE POLICE. AP'S FATHER THEN DROVE TO LOCATION IN LISTED VEHICLE AND ORDERED THE WITS TO LET AP UP OFF OF THE GROUND, WHICH THEY COMPLIED. AP THEN ENTERED THE LISTED VEHICLE AND FLED THE LOCATION WITH HIS FATHER, EB TO 3413 PEORIA. WHEN AD ARRIVED AT LOCATION, COMP REFUSED MEDICAL ATTENTION. COMPL AND THE AP ARE COUSINS.

CHARGE DESCRIPTION: ASSAULT/FV

SN 606113N. COMPL ESCAMILLA, NATALIO.

ON 08-08-04, AT ABOUT 12:50 AM, COMP N. ESCAMILLA AND WITS JULIE ESCAMILLA, JESSE ESCAMILLA, P. ESCAMILLA, V. ESCAMILLA AND LEYVA BECAME INVOLVED IN A FAMILY DISPUTE WITH AP E. ESCAMILLA. AP THEN BECAME ENRAGED AND STRUCK WIT JESSE ESCAMILLA WITH A CLOSED FIST TO THE MOUTH. WITS AND AP THEN BECAME INVOLVED IN A PHYSICAL ALTERCATION WHERE THE WITS WRESTLED AP TO THE GROUND. WIT V. ESCAMILLA THEN RAN INTO THE HOUSE AT LISTED LOCATION TO CALL FOR THE POLICE. AT SOME POINT DURING THE ALTERCATION, AP BIT COMP ON THE LEFT FOREARM, CAUSING INJURY AND PAIN. AP THEN SCRATCHED COMP ON THE RIGHT PECTORAL AND ON THE RIGHT SIDE OF HIS TORSO. AP'S FATHER, JUAN ESCAMILLA (L/M/50) THEN DROVE TO LOCATION IN LISTED VEHICLE AND ORDERED THE COMP AND THE WITS TO LET AP UP OFF OF THE GROUND, WHICH THEY COMPLIED. AP THEN ENTERED THE LISTED VEHICLE AND FLED THE LOCATION WITH HIS FATHER TO 3413 PEORIA. WHEN AD ARRIVED AT LOCATION, COMP REFUSED MEDICAL ATTENTION. AD ADVISED COMP THAT HE SHOULD SEEK MEDICAL ATTENTION TO PREVENT INFECTION TO THE BITE. THE AP AND COMPL ARE COUSINS.

CHARGE DESCRIPTION: ASSAULT/FV

SN 606114N. COMPL LEYVA, DENCY.

ON 08-08-04, AT ABOUT 12:50 AM, COMP LEYVA AND WITS JULIE ESCAMILLA, JESSE ESCAMILLA, P. ESCAMILLA, V. ESCAMILLA, AND N. ESCAMILL BECAME INVOLVED IN A FAMILY DISPUTE WITH AP E. ESCAMILLA. AP THEN BECAME ENRAGED AND STRUCK WIT JESSE ESCAMILLA WITH A CLOSED FIST TO THE MOUTH. COMP, WITS, AND AP THEN BECAME INVOLVED IN A PHYSICAL ALTERCATION WHERE THE COMP AND WITS WRESTLED AP TO THE GROUND. WIT V. ESCAMILLA THEN RAN INTO THE HOUSE AT LISTED LOCATION TO CALL FOR THE POLICE. AT SOME POINT DURING THE ALTERCATION, AP STRUCK COMP WITH A CLOSED FIST TO THE LEFT ARM AND THEN TO THE ABDOMEN. AP ALSO SCRATCHED COMP ON THE RIGHT FOREARM AND ON THE LEFT WRIST. AP'S FATHER, JUAN ESCAMILLA (L/M/50) THEN DROVE TO LOCATION IN LISTED VEHICLE AND ORDERED THE COMP AND WITS TO LET AP UP OFF OF THE GROUND, WHICH THEY COMPLIED. AP THEN ENTERED THE LISTED VEHICLE AND FLED THE LOCATION WITH HIS FATHER TO 3413 PEORIA. WHEN AD ARRIVED AT LOCATION, COMP REFUSED MEDICAL ATTENTION. THE AP AND COMPL ARE COUSINS.



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PAGE 04

SERVICE#: 0605818N

ARREST#: 04-036549

AFFIDAVIT (CONTINUED)

Raymond S. Litter
AFFIANT

WHEREFORE AFFIANT REQUESTS THAT AN ARREST
WARRANT BE ISSUED FOR THE ABOVE ACCUSED
INDIVIDUAL IN ACCORDANCE WITH THE LAW.

SUBSCRIBED AND SWORN TO BEFORE ME ON
DATE: AUG 08 2004

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DALLAS POLICE DEPARTMENT

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SERVICE#: 0605818N

ARREST#: 04-036549

AFFIDAVIT FOR ARREST WARRANT COUNTY OF DALLAS STATE OF TEXAS

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED THE UNDERSIGNED AFFIANT WHO, AFTER BEING DULY SWEORN BY ME, ON OATH STATED: MY NAME IS R.L. PITTS AND I AM A PEACE OFFICER OF THE CITY OF DALLAS, DALLAS COUNTY, TEXAS. I, THE AFFIANT, HAVE GOOD REASON AND DO BELIEVE THAT ON OR ABOUT 08 AUGUST 2004 ONE ESCAMILLA, ELIEZAR, DID THEN AND THERE IN THE CITY OF DALLAS, DALLAS COUNTY, TEXAS COMMIT THE OFFENSE(S) OF:

ASSAULT/FV	MA	22.01	0605818N
ASSAULT/FV	MA	22.01	0606104N
ASSAULT/FV	MA	22.01	0606107N
ASSAULT/FV	MA	22.01	0606110N
ASSAULT/FV	MA	22.01	0606113N
ASSAULT/FV	MA	22.01	0606114N

AFFIANT'S BELIEF IS BASED UPON THE FOLLOWING FACTS AND INFORMATION:

SMILIE, HERBERT ROBER # 8388, A FELLOW PEACE OFFICER OF THE CITY OF DALLAS, DALLAS COUNTY, TEXAS, WHO PERSONALLY PARTICIPATED IN THE INVESTIGATION OF THESE ALLEGED OFFENSE(S), PROVIDING THIS INFORMATION TO AFFIANT, AND WHOSE INFORMATION AFFIANT BELIEVES TO BE CREDIBLE.

ON AUGUST 08, 2004 AT ABOUT 0330 A.M. OFFICER(S) SMILIE, HERBERT ROBER # 8388 RESPONDED TO A CALL FROM THE POLICE DISPATCHER REGARDING THE ASSAULT/FAMILY VIOLENCE, INVOLVING AP AT 3413 PEORIA DALLAS, DALLAS COUNTY, TEXAS.

CHARGE DESCRIPTION: ASSAULT/FV

SN 605818N. COMPL ESCAMILLA, JULIE. ON 08-08-04, AT ABOUT 12:50 AM, COMP J.ESCAMILLA AND WITS JE.ESCAMILLA, P.ESCAMILLA, V.ESCAMILLA, N.ESCAMILLA, B.ESCAMILLA & LEYVA BECAME INVOLVED IN A FAMILY DISPUTE WITH AP E.ESCAMILLA. AP THEN BECAME ENRAGED AND STRUCK COMP WITH AN OPEN HAND ACROSS THE RIGHT SIDE OF HER FACE. WITS AND AP THEN BECAME INVOLVED IN A PHYSICAL ALTERCATION WHERE THE WITS WRESTLED AP TO THE GROUND. WIT V. ESCAMILLA THEN RAN INT THE HOUSE AT LISTED LOCATION TO CALL FOR THE POLICE. COMP THEN KNELT ON TOP OF AP TO HELP SUBDUE HIM. AP THEN BIT COMP ON HER RIGHT MIDDLE FINGER, CAUSING PAIN AND BRUISING. AP THEN REACHED UP AND BIT COMP ON HER RIGHT BREAST, CAUSING BLEEDING AND PAIN. COMP THEN STEPPED BACK FRO THE ALTERCATION DUE TO HER INJURY. AP THEN KICKED HER IN THE ABDOMEN, CAUSING PAIN. AP'S FATHER THEN DROVE TO LOCATION IN LISTED VEHICLE AND ORDERED THE WITS TO LET AP UP OFF OF THE GROUND, WHICH THEY COMPLIED. A THEN ENTERED THE LISTED VEHICLE AND FLED THE LOCATION WITH HIS FATHER TO 3413 PEORIA. WHEN AD SMILIE 8388 ARRIVED AT LOCATION, COMP REFUSED MEDICAL TREATMENT. AD ADVISED COMP TO GET TREATMENT FOR THE BITE TO HER BREAST. COMPL IS THE AUNT OF THE AP. WIT N.ESCAMILLA TOLD AD WHERE AP'S FATHER LIVED AND EXPRESSED HIS CONCERN FOR COMP'S, HIS MOTHER'S, SAFETY. AD INFORMED WIT N. ESCAMILLA



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08/08/04 1136 DALLAS POLICE DEPARTMENT PAGE 02

SERVICE#: 0605818N ARREST#: 04-036549

AFFIDAVIT (CONTINUED)

THAT IF AD COULD LOCATE AP THAT HE WOULD PLACE HIM UNDER ARREST. AD 8388 THEN CALLED FOR A COVER ELEMENT TO ASSIST WITH THE SEARCH OF AP. AD LOEB, #7751, RESPONDED TO THE REQUEST. AD'S THEN WENT TO THE ADDRESS WHERE AP'S FATHER LIVED. AP'S FATHER, (ESCAMILLA, JUAN L/M/50) STATED THAT AP WAS NOT AT THE RESD BUT GAVE AD'S VERBAL CONSENT TO SEARCH THE PREMISES. DURING THE SEARCH OF THE RESD, AD'S FOUND AP ASLEEP IN THE BACK BEDROOM. AP WAS THEN PLACED UNDER ARREST AND TRANSPORTED BY AD 8388 TO LEW STERRETT JAIL. JI55 AND TLETS SHOWED NO PRIOR FAMILY VIOLENCE CONVICTIONS.

CHARGE DESCRIPTION: ASSAULT/FV

SN 606104N. COMPL ESCAMILLA, JESSE.

ON 08-08-04, AT ABOUT 12:50 AM, COMP JESSE ESCAMILLA AND WITS JULIE ESCAMILLA, P. ESCAMILLA, V. ESCAMILLA, N. ESCAMILLA, AND LEYVA BECAME INVOLVED IN A FAMILY DISPUTE WITH AP E. ESCAMILLA. AP THEN BECAME ENRAGED AND STRUCK COMP WITH A CLOSED FIST TO HIS MOUTH, CAUSING PAIN. WITS AND AP THEN BECAME INVOLVED IN A PHYSICAL ALTERCATION WHERE THE WITS AND COMP WRESTLED AP TO THE GROUND. WIT V. ESCAMILLA THEN RAN INTO THE HOUSE AT LISTED LOCATION TO CALL FOR THE POLICE. DURING SOME POINT IN THE ALTERCATION, AP SCRATCHED COMP ON BOTH SIDES OF HIS NECK, CAUSING PAIN AND DISCOMFORT. AP'S FATHER, JUAN ESCAMILLA (L/M/50) THEN DROVE TO LOCATION IN LISTED VEHICLE AND ORDERED THE WITS AND THE COMP TO LET AP UP OFF OF THE GROUND, WHICH THEY COMPLIED. AP THEN ENTERED THE LISTED VEHICLE AND FLED THE LOCATION WITH HIS FATHER TO 3413 PEORIA. WHEN AD ARRIVED AT LOCATION, COMP REFUSED MEDICAL ATTENTION. THE AP AND COMPL ARE COUSINS.

CHARGE DESCRIPTION: ASSAULT/FV

606107N. COMPL ESCAMILLA, PAMELA, W/F/13.

ON 08-08-04, AT ABOUT 12:50 AM, COMP P. ESCAMILLA AND WITS JULIE ESCAMILLA, JESSE ESCAMILLA, V. ESCAMILLA, N. ESCAMILLA AND LEYVA BECAME INVOLVED IN A FAMILY DISPUTE WITH AP E. ESCAMILLA. AP THEN BECAME ENRAGED AND STRUCK WIT JESSE ESCAMILLA WITH A CLOSED FIST ACROSS THE MOUTH. WITS AND AP THEN BECAME INVOLVED IN A PHYSICAL ALTERCATION WHERE THE WITS AND COMP WRESTLED AP TO THE GROUND. WIT V. ESCAMILLA THEN RAN INTO THE HOUSE AT LISTED LOCATION TO CALL FOR THE POLICE. COMP THEN MOVED TOWARDS THE ALTERCATION TO HELP SUBDUE AP. AP THEN GRABBED COMP'S RIGHT FOOT AND TWISTED HER ANKLE, CAUSING PAIN AND SLIGHT SWELLING. AP'S FATHER, JUAN ESCAMILLA (L/M/50), THEN DROVE TO LOCATION IN LISTED VEHICLE AND ORDERED THE WITS AND COMP TO LET AP UP OFF OF THE GROUND, WHICH THEY COMPLIED. AP THEN ENTERED THE LISTED VEHICLE AND FLED THE LOCATION WITH HIS FATHER TO 3413 PEORIA. WHEN AD ARRIVED AT LOCATION, COMP REFUSED MEDICAL TREATMENT. THE AP AND COMPL ARE COUSINS.

CHARGE DESCRIPTION: ASSAULT/FV

SN 606110N. COMPL ESCAMILLA, VALERIE, W/F/14.

ON 08-08-04, AT ABOUT 12:50 AM, COMP V. ESCAMILLA AND WITS JULIE ESCAMILLA, JESSE ESCAMILLA, P. ESCAMILLA, N. ESCAMILLA, AND LEYVA BECAME INVOLVED IN A FAMILY DISPUTE WITH AP E. ESCAMILLA. AP THEN BECAME ENRAGED AND STRUCK WIT JESSE ESCAMILLA WITH A CLOSED FIST TO HIS MOUTH. WITS, COMP AND AP THEN BECAME INVOLVED IN A PHYSICAL ALTERCATION



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PAGE 03

SERVICE #: 06050102

ARREST #: 04-036549

AFFIDAVIT (CONTINUED)

WHERE THE WITS AND COMP WRESTLED AP TO THE GROUND. AT SOME POINT DURING THE ALTERCATION, AP STRUCK COMP WITH A CLOSED FIST IN HER LEFT ARM, CAUSING PAIN. COMP THEN RAN INTO THE HOUSE AT LISTED LOCATION TO CALL FOR THE POLICE! AP'S FATHER THEN DROVE TO LOCATION IN LISTED VEHICLE AND ORDERED THE WITS TO LET AP UP OFF OF THE GROUND, WHICH THEY COMPLIED. AP THEN ENTERED THE LISTED VEHICLE AND FLED THE LOCATION WITH HIS FATHER, EB TO 3413 PEORIA. WHEN AO ARRIVED AT LOCATION, COMP REFUSED MEDICAL ATTENTION. COMPL AND THE AP ARE COUSINS.

CHARGE DESCRIPTION: ASSAULT/FV

SN 606113N. COMPL ESCAMILLA, NATALIO.

ON 08-08-04, AT ABOUT 12:50 AM, COMP N. ESCAMILLA AND WITS JULIE ESCAMILLA, JESSE ESCAMILLA, P. ESCAMILLA, V. ESCAMILLA AND LEYVA BECAME INVOLVED IN A FAMILY DISPUTE WITH AP E. ESCAMILLA. AP THEN BECAME ENRAGED AND STRUCK WIT JESSE ESCAMILLA WITH A CLOSED FIST TO THE MOUTH. WITS AND AP THEN BECAME INVOLVED IN A PHYSICAL ALTERCATION WHERE THE WITS WRESTLED AP TO THE GROUND. WIT V. ESCAMILLA THEN RAN INTO THE HOUSE AT LISTED LOCATION TO CALL FOR THE POLICE. AT SOME POINT DURING THE ALTERCATION, AP BIT COMP ON THE LEFT FOREARM, CAUSING INJURY AND PAIN. AP THEN SCRATCHED COMP ON THE RIGHT PECTORAL AND ON THE RIGHT SIDE OF HIS TORSO. AP'S FATHER, JUAN ESCAMILLA (L/M/50) THEN DROVE TO LOCATION IN LISTED VEHICLE AND ORDERED THE COMP AND THE WITS TO LET AP UP OFF OF THE GROUND, WHICH THEY COMPLIED. AP THEN ENTERED THE LISTED VEHICLE AND FLED THE LOCATION WITH HIS FATHER TO 3413 PEORIA. WHEN AD ARRIVED AT LOCATION, COMP REFUSED MEDICAL ATTENTION. AD ADVISED COMP THAT HE SHOULD SEEK MEDICAL ATTENTION TO PREVENT INFECTION TO THE BITE. THE AP AND COMPL ARE COUSINS.

CHARGE DESCRIPTION: ASSAULT/FV

SN 606114N. COMPL LEYVA, DENCY.

ON 08-08-04, AT ABOUT 12:50 AM, COMP LEYVA AND WITS JULIE ESCAMILLA, JESSE ESCAMILLA, P. ESCAMILLA, V. ESCAMILLA, AND N. ESCAMILLA BECAME INVOLVED IN A FAMILY DISPUTE WITH AP E. ESCAMILLA. AP THEN BECAME ENRAGED AND STRUCK WIT JESSE ESCAMILLA WITH A CLOSED FIST TO THE MOUTH. COMP, WITS, AND AP THEN BECAME INVOLVED IN A PHYSICAL ALTERCATION WHERE THE COMP AND WITS WRESTLED AP TO THE GROUND. WIT V. ESCAMILLA THEN RAN INTO THE HOUSE AT LISTED LOCATION TO CALL FOR THE POLICE. AT SOME POINT DURING THE ALTERCATION, AP STRUCK COMP WITH A CLOSED FIST TO THE LEFT ARM AND THEN TO THE ABDOMEN. AP ALSO SCRATCHED COMP ON THE RIGHT FOREARM AND ON THE LEFT WRIST. AP'S FATHER, JUAN ESCAMILLA (L/M/50) THEN DROVE TO LOCATION IN LISTED VEHICLE AND ORDERED THE COMP AND WITS TO LET AP UP OFF OF THE GROUND, WHICH THEY COMPLIED. AP THEN ENTERED THE LISTED VEHICLE AND FLED THE LOCATION WITH HIS FATHER TO 3413 PEORIA. WHEN AD ARRIVED AT LOCATION, COMP REFUSED MEDICAL ATTENTION. THE AP AND COMPL ARE COUSINS.



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DALLAS POLICE DEPARTMENT

PAGE 04

SERVICE #: 0605818N

ARREST #: 04-036549

AFFIDAVIT (CONTINUED)

— AFFIANT

WHEREFORE AFFIANT REQUESTS THAT AN ARREST WARRANT BE ISSUED FOR THE ABOVE ACCUSED INDIVIDUAL IN ACCORDANCE WITH THE LAW.

SUBSCRIBED AND SWORN TO BEFORE ME ON
DATE: AUG 08 2004

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DEFENDANT Escamilla, Eliezar W M 05061973 CHARGE ASSAULT DV
AKA:
Address 623 S Cockrell Hill Rd, Dallas, Tx LOCATION DSO
FILING AGENCY TXDPD0000 DATE FILED August 12, 2004 COURT 10
COMPLAINANT Leyva, Dency MA0458033 L VT#:
C/C
SERVICE NO. 605818N ARREST NO. 04036549 I. D. NO. 0727783

INFORMATION

In the Name and by the Authority of the State of Texas.

NOW COMES THE CRIMINAL DISTRICT ATTORNEY of Dallas County, State of Texas, and presents
in and to the County Criminal Court 10 of Dallas County, State aforesaid, that one

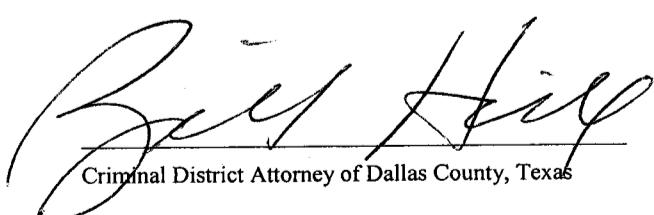
Escamilla, Eliezar

hereinafter styled Defendant, heretofore, on or about the 8 th day of August A.D., 2004
in the County of Dallas and State of Texas, did unlawfully

**then and there intentionally and knowingly and recklessly cause bodily injury to
another, namely: DENCY LEYVA, hereinafter called complainant, by striking
complainant's torso and arm with defendant's hand, AND BY SCRATCHING
complainant with defendant's hand.**

**and further, at the time of the offense, the complainant was a member of the
defendant's family and household,**

against the peace and dignity of the state.


Criminal District Attorney of Dallas County, Texas

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2004 AUG 13 AM 10:14
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DEFENDANT Escamilla, Eliezar W M 05061973 CHARGE ASSAULT DV
AKA:
ADDRESS 623 S Cockrell Hill Rd, Dallas, Tx LOCATION DSO
FILING AGENC TXDPD0000 DATE FILED August 12, 2004 COURT 1D
COMPLAINANT Leyva, Dency MA0458033 VT#:
C/C
SERVICE NO. 605818N ARREST NO. 04036549 I. D. NO. 0727783

AFFIDAVIT

In the Name and by the Authority of the State of Texas.

PERSONALLY APPEARED before me the undersigned authority this affiant, who after being by me
duly sworn, deposes and says your Affiant has good reason to believe and does believe that one

Escamilla, Eliezar

hereinafter styled Defendant, heretofore, on or about the 8th day of August A.D., 2004
in the County of Dallas and State of Texas, did unlawfully

then and there intentionally and knowingly and recklessly cause bodily injury to another, namely:
DENCY LEYVA, hereinafter called complainant, by striking complainant's torso and arm with
defendant's hand,

and further, at the time of the offense, the complainant was a member of the defendant's family and
household,

Against the peace and dignity of the state.

Sworn to and subscribed before me this the
13th day of Aug A.D., 2004

Gloria W. Alvarado

Assistant Criminal District Attorney of
Dallas County, Texas

}

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Affiant.

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